

## **UTILITY BOARD/COMMON COUNCIL**

**Tuesday, July 9, 2013**

**7:00 P.M.**

The Common Council and Utility Board of the City of Huntingburg met in joint session at its regularly scheduled meeting time on Tuesday, July 9, 2013 at the hour of 7:00 P.M. in the Council Chambers of the Huntingburg City Hall at 508 E. Fourth Street, Huntingburg, Indiana. Members Lehr, Blackgrove, Kissling and Summers were present. Also present were Mayor Spinner and City Attorney Schneider. Member McPherron was absent.

Mayor Spinner called the meeting to order.

A motion was made by Blackgrove seconded by Summers and carried to approve the minutes of the June 27, 2013 meeting as corrected noting member Kissling's absence at the meeting.

A motion was made by Summers seconded by Kissling and carried to approve the claims as presented.

James Zellman of Honeywell was present. The Mayor presented a proposed Memorandum of Understanding for Honeywell to complete a feasibility study for infrastructure improvements and cost savings. The study would be at no cost to the City. Discussion followed.

A motion was made by Kissling, seconded by Blackgrove and carried to approve the memorandum of understanding between the City and Honeywell EES as presented.

The Mayor presented a memorandum of understanding from the Indiana Small Business Development Center. They will use the space at Old Town Hall to conduct meeting with entrepreneurs. Vicki Hollander will be using the office on an as needed basis. He noted the rent is Huntingburg's contribution to the local office.

A motion was made by Lehr, seconded by Blackgrove and carried to approve the memorandum of understanding between the City and The Indiana Small Business Development Center for the donation of space for RADIUS ISBDC as presented.

Attorney Schneider presented a proposed ordinance for the addition and the acceptance for maintenance and inclusion of road portions in the City's road inventory.

A motion was made by Kissling, seconded by Blackgrove and carried to introduce Ordinance No. 2013-25 entitled:

### **AN ORDINANCE ACCEPTING INTO THE CITY OF HUNTINGBURG ROAD INVENTORY CERTAIN PORTIONS OF PUBLIC STREETS HERETOFORE IMPROVED AND CONSTRUCTED**

A motion was made by Kissling, seconded by Blackgrove and carried with unanimous consent to consider the adoption of Ordinance No. 2013-25 at the same meeting it was introduced.

A motion was made by Lehr, seconded by Summers and carried to adopt Ordinance No. 2013-25.

Upon call of roll for the adoption or rejection of Ordinance No. 2013-25 the vote being 4 ayes, 0 nays, 1 absent (McPherron) in favor of adoption, Ordinance No. 2013-25 was duly passed and adopted this date at the hour of 7:21 P.M.

Attorney Schneider presented a proposed ordinance that would authorize election to participate in the Indiana Available Insurance Proceeds Set-Aside Law Program. This will allow the City to possibly recover all or a portion of the costs to clean up a site that the owner has chosen not to rehabilitate. He noted that a \$100.00 check will need to be sent to the Indiana Department of Insurance for registration.

A motion was made by Kissling, seconded by Lehr and carried to introduce Ordinance No. 2013-26 entitled:

**AN ORDINANCE ELECTING TO BE GOVERNED BY AVAILABLE  
INSURANCE PROCEEDS SET-ASIDE LAW FOR LOSS TO STRUCTURES  
CAUSED BY FIRE OR EXPLOSION (I.C. 27-2-15-1 et seq.)**

A motion was made by Kissling, seconded by Blackgrove and carried with unanimous consent to consider the adoption of Ordinance No. 2013-26 at the same meeting it was introduced.

A motion was made by Kissling, seconded by Lehr and carried to adopt Ordinance No. 2013-26.

Upon call of roll for the adoption or rejection of Ordinance No. 2013-26 the vote being 4 ayes, 0 nays, 1 absent (McPherron) in favor of adoption, Ordinance No. 2013-26 was duly passed and adopted this date at the hour of 7:25 P.M.

Attorney Schneider presented a proposed ordinance that would amend Chapter 92 of the Huntingburg Municipal Code due to legislative changes making it easier to enforce the weed ordinance.

A motion was made by Summers, seconded by Blackgrove and carried to introduce Ordinance No. 2013-27 entitled:

**AN ORDINANCE AMENDING CHAPTER 92 OF THE HUNTINGBURG  
MUNICIPAL CODE PROHIBITING THE UNCONTROLLED GROWTH OF  
WEEDS AND OTHER RANK VEGETATION**

A motion was made by Summers, seconded by Blackgrove and carried with unanimous consent to consider the adoption of Ordinance No. 2013-27 at the same meeting it was introduced.

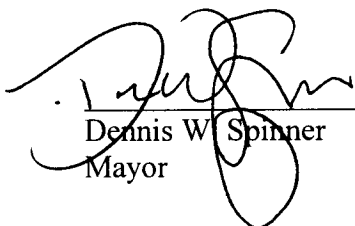
A motion was made by Lehr, seconded by Summers and carried to adopt Ordinance No. 2013-27.

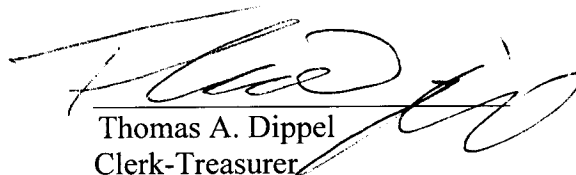
Upon call of roll for the adoption or rejection of Ordinance No. 2013-27 the vote being 4 ayes, 0 nays, 1 absent (McPherron) in favor of adoption, Ordinance No. 2013-27 was duly passed and adopted this date at the hour of 7:31 P.M.

Attorney Schneider noted that handicapped parking violations are being worked on and will be presented with the other parking violations update.

Member Lehr, sighting a personal issue, questioned if there is something the City can do to regulate the use of fireworks on days other than the 4<sup>th</sup> of July. Attorney Schneider will look into the state statute to see what can be done.

There being no further business before the Council, a motion was made by Kissling, seconded by Blackgrove and carried to adjourn the meeting at 7:41 o'clock P.M.

  
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Dennis W. Spinner  
Mayor

  
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Thomas A. Dippel  
Clerk-Treasurer